



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX: CPA  
ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Attorney Docket No. 0635MH-40894  
Prior Application Serial No. 08/551,198  
First Named Inventor: Frederick Herz et al.

RECEIVED

DEC 11 0 2001

Group 2100

REQUEST FORM FOR CONTINUED PROSECUTION APPLICATION UNDER 37 C.F.R. § 1.53(d)

This is a request for a filing a: ☒ Continued Prosecution Application (CPA)  
☐ Divisional Application

under 37 C.F.R. § 1.53(d) of pending prior application Serial No. 08/551,198 filed on 31 OCTOBER 1995 by Frederick Herz et al. for **SYSTEM FOR CUSTOMIZED ELECTROINC IDENTIFICATION OF DESIRABLE OBJECTS**, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for this CPA. The filing of this CPA is a request to expressly abandon the prior application as of the filing date of this Request Form for Continued Prosecution Application Under 37 .F.R. § 1.53(d) (37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned).

1. Enter the amendment previously filed on \_\_\_\_\_ under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. ☒ Applicant requests suspension of action under 37 C.F.R. § 1.103(b) for a period of three (3) months, and a check for the Suspension Fee under 37 C.F.R. § 1.17(i) is enclosed.
3. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.53(d), the Commissioner is requested to delete the name(s) of the following person or persons who were named as inventors in the prior nonprovisional application but are not inventors of the invention being claimed in this application:

12/10/2001 GTEFFERA 00000019 08551198

01 FC:122

130.00 OP

"EXPRESS MAIL" No. EJ021257599US

Date of Deposit: 3 December 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service as Express Mail "Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box: CPA, Washington, D.C. 20231,

by

*Jana E. Walther*

01 FC:231  
02 FC:203

370.00 OP  
126.00 OP

4. \_\_\_\_\_ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

Basic fee	=	\$ 370.00
Extra total claims (14 x 9.00)	=	\$ 126.00
Total filing fee	=	\$ 496.00

5. ☒ The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17, and 1.18 which may be required, or credit any overpayment to Deposit Account No. 50-1060. A duplicate of this sheet is enclosed.

6. ☒ A check in the amount of \$826.00 to cover the \$496.00 Filing Fee, the \$200.00 Two-Month Extension Fee, and the \$130.00 Suspension Fee.

7. \_\_\_\_\_ A new power of attorney is enclosed (adding prosecution attorneys).

8. ☒ Also enclosed:
1. Request for Extension for Response Within the Second Month
  2. Our return postcard which we would appreciate you date stamping and returning to us.

9. ☒ Please continue to send all correspondence to:

Melvin A. Hunn  
HILL & HUNN LLP  
201 Main Street, Suite 1440  
Fort Worth, Texas 76102-3105

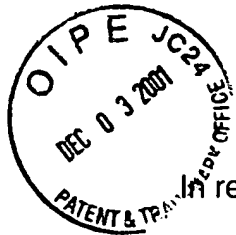
*ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. § 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to have access to, copies of, or information concerning, the other application or applications in the file jacket.*

12/3/01  
Date

Address of signatory:  
James E. Walton  
HILL & HUNN LLP  
201 Main Street, Suite 1440  
Fort Worth, Texas 76102-3105  
(817) 332-2113  
(817) 332-2114 Facsimile  
e-mail: jimwalton@hillandhunn.com

James E. Walton  
James E. Walton, Reg. No. 47,245

\_\_\_\_ Inventor(s)  
\_\_\_\_ Assignee of complete interest  
☒ Attorney or agent of record  
\_\_\_\_ Filed under 37 C.F.R. § 1.34(a)



12-07-0

CPA 2773/8

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Attorney Docket No. 0635MH-40894

**In re Application of:**

FREDERICK HERZ ET AL.

**Serial No. 08/551,198**

Filed: 31 OCTOBER 1995

For: **SYSTEM FOR CUSTOMIZED  
ELECTRONIC IDENTIFICATION  
OF DESIRABLE OBJECTS**

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Examiner: **Huynh-Ba**

Art Unit: 2173

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Group 2100

## TRANSMITTAL

**Box: CPA**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please file the following enclosed documents in the subject application:

1. This Transmittal with Certificate of Express Mail;
2. Request Form for Continued Prosecution Application Under 37 C.F.R. § 1.53(d);
3. Request for Extension for Response Within Second Month;

**"EXPRESS MAIL" No. EJ021257599US**

Date of Deposit: 3 December 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service as Express Mail "Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box: CPA, Washington, D.C. 20231.

by

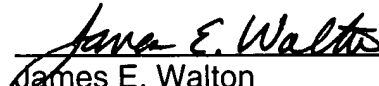
Jana E. Walther

4. Our check in the amount of \$826.00 to cover the \$496.00 Filing Fee, the \$200.00 Two-Month Extension Fee, and the \$130.00 Suspension Fee; and
5. Our return postcard which we would appreciate you date-stamping and returning to us.

No other fees are deemed to be necessary; however, the undersigned hereby authorizes the Commissioner to charge any additional fees that may be necessary, or credit any overpayments to Deposit Account No. **50-1060**.

Respectfully submitted,

12/3/01  
Date

  
\_\_\_\_\_  
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ATTORNEY FOR APPLICANTS